

Martinucci, Arthur

From: Edith Benson [BENSONNVMBR@peoplepc.com]
Sent: Thursday, July 28, 2005 4:55 PM
To: Martinucci, Arthur
Subject: Re: Sherrod's Deposition

Art:

I will keep you posted on developments and will let Mr. Sherrod know of your best wishes.

----- Original Message -----

From: [Martinucci, Arthur](#)
To: [Edith Benson](#)
Sent: Thursday, July 28, 2005 11:23 AM
Subject: RE: Sherrod's Deposition

Edith:

I appreciate you letting me know. I could tell that Mr. Sherrod was in a great deal of discomfort yesterday, and that he was having difficulty concentrating/staying awake after he took his pain medication. I certainly would not want to exacerbate his problems.

Please keep me posted on developments regarding his health situation and possible alternative dates for his deposition. Obviously, I will extend him every courtesy I can and will be flexible in re-scheduling his deposition, but I may require your cooperation in going to the Court to modify the pre-trial schedule.

I will contact the court reporter about tomorrow. Please convey to Mr. Sherrod my hopes that he is able to address this problem quickly and successfully.

Regards,

Art

-----Original Message-----

From: Edith Benson [mailto:BENSONNVMBR@peoplepc.com]
Sent: Thursday, July 28, 2005 11:11 AM
To: Martinucci, Arthur
Subject: Sherrod's Deposition

Art:

This is to advise you that because of Mr. Sherrod's back problems he can't be available for tomorrow.

Mr. Sherrod is taking 4 medications which interfere with his ability to concentrate and focus. The medications also affects his ability to stay awake.

In addition to prescribing medication, Mr. Sherrod's Doctor has referred him for a surgical evaluation which will take place on August 18 in Pittsburgh. In the interim, Mr. Sherrod will receive physical therapy and pain management treatment.

As soon as the adverse affects of Mr. Sherrod's medication can be controlled and his pain is manageable, I will get back to you with some availability dates.

I am sorry for this delay.